

AMENDED IN ASSEMBLY JUNE 21, 2005

AMENDED IN SENATE APRIL 28, 2005

AMENDED IN SENATE MARCH 30, 2005

SENATE BILL

No. 975

Introduced by Senator Ashburn

February 22, 2005

An act to add and repeal Article 6 (commencing with Section 43860) of Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

SB 975, as amended, Ashburn. Air quality: biodiesel fuel.

Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources. Existing law generally designates the State Air Resources Board as the state agency with the primary responsibility for the control of vehicular air pollution. Existing law requires the state board to establish, by regulation, various standards for gasoline and motor vehicle fuel.

This bill would provide that any public agency, or regulated utility may use *a biodiesel or biodiesel-blended blend fuel*, as defined, in any retrofitted vehicular or off-road diesel engine certified by the state board. *The bill would also provide that entities that contract with any public agency or regulated utility may use a biodiesel blend fuel, as defined, in a sold waste collection vehicle or collection vehicle, as defined.*

This bill would repeal its provisions on January 1, 2008, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Article 6 (commencing with Section 43860) is added to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, to read:

Article 6. Biodiesel and Biodiesel Blend Fuels

43860. (a) Any federal, state, or local agency, or any regulated utility may ~~utilize biodiesel or biodiesel blend fuel in any retrofitted vehicular or off-road diesel engine certified by the state board.~~ *utilize a biodiesel blend fuel consisting of not more than 20 percent biodiesel fuel in any retrofitted vehicular or off-road diesel engine certified by the state board. Any entity that contracts with or is licensed by any federal, state, or local agency, or any regulated utility may utilize a biodiesel blend fuel consisting of not more than 20 percent biodiesel in a solid waste collection vehicle or collection vehicle, as defined in Section 2021 of Title 13 of the California Code of Regulations, that has a retrofitted vehicular diesel engine certified by the state board.*

(b) For purposes of this section:

(1) “Biodiesel” means a fuel comprised of mono-alkyl esters of long chain fatty acids derived from vegetable oils or animal fats, designated B100, and meeting the requirements of the American Society for Testing and Materials (ASTM) D-6751.

(2) “Biodiesel blend” means a blend of biodiesel fuel meeting the requirements of the American Society for Testing and Materials (ASTM) D-6751 with ~~petroleum-based California Air Resources Board (CARB) diesel fuel, designated B20, where 20 BXX, where XX represents the volume percentage of biodiesel fuel in the blend, with the remaining 80 percent comprised of California Air Resources Board (CARB) diesel.~~ *volume percentage of biodiesel fuel in the blend.*

(c) This article shall remain in effect until January 1, 2008, and on the date is repealed unless a later enacted statute, that is enacted before January 1, 2008, deletes or extends that date.

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2 **CORRECTIONS:**
3 **Text — Page 2.**
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